

**HORICON TOWN BOARD  
REGULAR MEETING**

**MAY 20, 2010  
7:00 PM**

Present at meeting	Ralph Bentley	Supervisor
	Frank Hill	Councilman
	Kenneth Higgins	Councilman
	Robert Olson	Councilman
	Joseph Dooris	Councilman
Krista Wood	Town Clerk	
Paul Smith	Highway Superintendent	

Also: Mark Schachner (Attorney), Dianna Bentley, Gordon Hayes, Harry Balz, Tom Johansen, Matt Simpson, Lisa Fish, Bill McGhie, Thad and Jane Smith, Paul Frasco, and others.

Supervisor Bentley called the meeting to order.

Reports: Supervisor, Town Clerk, and Zoning.

*Correspondence to the Board:*

Bennett Family	RE: Thank You card for the flowers and condolences
MOAS Class	RE: Thank you to the Town of Horicon for their donation
Joan Johnson	RE: Suggested moving playground equipment
Mark Montanye	RE: Councilman Dooris' comments to Supervisor Monroe
Sandy Simpson	RE: Situation between the Town and NWEMS
Richard Lamb	RE: Need to move forward with Comp Plan/Land Use Reg.
Adk Assoc. Towns	RE: Invitation to the Membership Meeting being held June
Adk Lodges	RE: Donation from Assoc. for Veterans Memorial Park
Local Govt Rev Bd.	RE: Request for \$250 contribution
Harry Balz	RE: Report on Phase Two of Veterans Memorial Park

*Approval of May Abstracts:*

**RESOLUTION NO. 63 OF 2010**

*Messrs. Hill and Dooris introduced Res. 63 and moved its adoption, all Ayes.*

**RESOLUTION TO AUTHORIZE PAYMENT OF ABSTRACTS**

RESOLVED, that the Town Board does hereby authorize the Bookkeeper to pay the following May Vouchers and Abstracts:

General Vouchers #109-143	\$ 46,019.74
Highway Vouchers # 76-96	\$ 34,778.97
General Abstracts 12 & 14	\$ 62,115.95
Highway Abstracts 12 & 14	\$ 11,848.99

*Resolutions:*

**RESOLUTION NO. 64 OF 2010**

*Messrs. Higgins and Hill introduced Res. No. 64 and moved its adoption, all Ayes.*

**RESOLUTION TO AUTHORIZE TRANSFER OF FUNDS**

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the Bookkeeper to make the following fund transfers:

<u>FROM:</u>	<u>TO:</u>	<u>AMOUNT:</u>
A1990.4 (Conting.)	A1660.4 (Central Storeroom)	\$ 1,000.00
A1990.4 (Conting.)	A9050.8 (Unempl.)	\$ 500.00

**RESOLUTION NO. 65 OF 2010**

*Messrs. Hill and Higgins introduced Res. No. 65 and moved its adoption, all Ayes.*

**RESOLUTION TO AUTHORIZE PAYMENT TO NORTH WARREN CHAMBER OF COMMERCE**

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the payment of \$4,700 to the North Warren Chamber of Commerce for three 2010 events to be allocated as follows:

\$1,200.00–Pug Parade / \$1,000.00–Duck Race / \$2,500.00– Horicon Day  
Monies to be taken from the Special Publicity Fund.

**RESOLUTION NO. 66 OF 2010**

*Messrs. Olson and Hill introduced Res. No. 66 and moved its adoption, all Ayes.*

**RESOLUTION SUPPORTING THE TOWN OF SCHROON IN URGING THE STATE OF NEW YORK TO OPEN THE SCAROOON MANOR CAMPGROUND**

WHEREAS, the Town Board of the Town of Horicon does hereby support the Town of Schroon in their efforts to convince the State of New York to open the campground, day use area, and beach at Scaroon Manor for the upcoming season.

WHEREAS, after spending millions of dollars to have the Scaroon Manor property opened as a campground the decision to keep it closed would be a complete waste of taxpayer money.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Horicon urges New York State to re-allocate the funds they have designated for land purchases to opening and maintaining the properties they already have. To this end those funds should be used to open Scaroon Manor Campground, as well as others, for the upcoming season. With a minimal investment the Scaroon Manor Campground will be a revenue producer for both New York state as well as the surrounding region.

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to Governor David Paterson, Congressman Scott Murphy, DEC Commissioner Pete Grannis, Assembly Majority Leader Sheldon Silver, Senator Dean Skelos, Senator Elizabeth Little, Assemblywoman Teresa Sayward, Assemblywoman Janet Duprey, Assemblywoman Dede Scozzafave, the Adirondack Association of Towns and Villages, the Adirondack Park Local Government Review Board, ANCA, the Town of Chester, the Town of Schroon, the Warren County Board of Supervisors, Essex County Board of Supervisors, and the NYS Legislative Environmental Conservation Committees.

**RESOLUTION NO. 67 OF 2010**

*Messrs. Olson and Higgins introduced Res. No. 67 and moved its adoption, all Ayes.*

**RESOLUTION TO SUPPORT THE ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD**

WHEREAS, the Adirondack Park Local Government Review Board has made progress in their efforts to create sustainable economies throughout the Adirondacks.

WHEREAS, the Local Government Review Board has seen their Budget cut by a total of 53% by New York State in the last twenty months. In addition, their financial support from Adirondack counties has also diminished due to budget issues. For this reason the Review Board is asking local governments for their support by means of a \$250.00 contribution.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Horicon does hereby wish to support the continuing efforts of the Adirondack Park Local Government Review Board and therefore authorizes a contribution to them in the amount of \$250.00.

**RESOLUTION NO. 68 OF 2010**

*Messrs. Olson and Hill introduced Res. No. 68 and moved its adoption, all Ayes.*

**RESOLUTION TO HIRE LANDFILL HELPER FOR THE SUMMER**

WHEREAS, the Transfer Station is in need of an employee to work during the summer months.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Horicon does hereby hire Adrian Wood to fill the position of Landfill Helper for the summer. Mr. Wood will work weekends beginning May 29, 2010 and then go to a regular weekly schedule beginning the last week of June at a pay rate of \$7.50 per hour.

**RESOLUTION NO. 69 OF 2010**

*Messrs. Hill and Dooris introduced Res. No. 69 and moved its adoption, all Ayes.*

**RESOLUTION TO HIRE ROBERT MILLER FOR HGHWAY POSITION**

WHEREAS, the Highway Department is in need of an employee to fill the vacancy created by the departure of Wayne Farmer,

NOW, THEREFORE BE IT RESOLVED, that upon the recommendation of Highway Superintendent Paul Smith, the Horicon Town Board does hereby hire Robert Miller to fill the position at an hourly wage of \$16.33 per hour.

Councilman Dooris proposed to the Board that they adopt a Resolution opposing the nomination of Peter Hornbeck to the Adirondack Park Agency in light of his staunch environmental policies and views, which would prove detrimental to the economic viability of the Adirondack Park. Mr. Dooris further suggested the Resolution be forwarded to the Governor and other appropriate agencies.

**RESOLUTION NO. 70 OF 2010**

*Messrs. Dooris and Olson introduced Res. No. 70 and moved its adoption, all Ayes.*

**RESOLUTION TO OPPOSE THE NOMINATION OF PETER HORNBECK TO THE ADIRONDACK PARK AGENCY**

RESOLVED, that based on the staunch environmental policies and views exhibited by Mr. Peter Hornbeck, and the potential negative effect this appointment would have on the economic viability of the Adirondack Park, the Town Board of the Town of Horicon does hereby oppose the nomination of Mr. Peter Hornbeck to the Adirondack Park Agency.

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to Governor David Paterson, Congressman Scott Murphy, Assembly Majority Leader Sheldon Silver, Senator Dean Skelos, Senator Elizabeth Little, Assemblywoman Teresa Sayward, Assemblywoman Janet Duprey, Assemblywoman Dede Scozzafave, the Adirondack Park Local Government Review Board.

**Old Business:**

**Public Hearing for the Comprehensive Plan**

**RESOLUTION NO. 71 OF 2010**

*Messrs. Dooris and Hill introduced Res. No. 71 and moved its adoption, all Ayes.*

**RESOLUTION TO SET A PUBLIC HEARING REGARDING THE TOWN OF HORICON COMPREHENSIVE PLAN**

RESOLVED, that the Town Board of the Town of Horicon does hereby set a Public Hearing for the purpose of reviewing the Town of Horicon Comprehensive Plan for Thursday, June 24, 2010 at 6:00 P.M. All those wishing to attend will be heard.

**Possible updates to the Cemetery Fee Schedule:**

Councilman Olson noted that he has been working on the fee schedule and will be prepared to discuss this further at next month's meeting.

**Review Bids for New Loader:**

At the monthly meeting of April 15, 2010, the Board decided to put an invitation out to Bidders for a new 2010 Diesel Powered Four Wheel Drive Loader for the Highway Department. Three bids were received as follows:

- Monroe Tractor bid a 2010 Case #621E at a final bid price of \$86,539.06
- Tracey Rd Equip bid a 2010 Hyundai HL 740-9 at a final bid price of \$83,477.00
- Nortrax bid a 2010 John Deere #544K at a final bid price of \$82,789.00

Councilman Hill stated his opposition, not so much to the purchase of a Loader, but to purchasing the Loader at this particular time because the money has not been appropriated for the purchase. Mr. Hill said he had spoken to the Highway Mechanic and did not get the impression that there was a need to replace the Loader at this time. Highway Superintendent Smith explained that the present Loader has approximately 10,000 hours on it and currently needs some repairs that they would not be able to make themselves. He stressed that the machine is getting to the point where they could be looking at more major repairs in the near future. It is HS Smith's feeling that the price the Town is being offered is a very good one and it would be beneficial to take the deal being offered before the equity in the current machine begins to drop. It was decided that Councilman Hill will meet with HS Smith, Bob Donahue, and Jack Baker to go over the condition of the present Loader and make his recommendation to the Board at the next meeting.

**Pumpkin Hollow Road:**

The question was raised at the April meeting as to whether the ledge could be removed from Pumpkin Hollow Rd out near where it intersects with Beaver Pond Rd. It has been determined that the first 300 +/- feet of the road is actually a dedicated Town Highway and therefore it is the responsibility of the Town of Horicon to remove the ledge.

Councilman Dooris raised the question, since that section is a Town Highway does that mean the Town would need to maintain that section. Supervisor Bentley noted that upon review by Attorney Schachner, it was determined that the Town is responsible for maintaining that 300 +/- foot portion of Pumpkin Hollow Rd. HS Smith expressed concern over the timeliness of maintaining that section in the winter. The Board requested that HS Smith look over the section in question and make a recommendation on the best approach at the June meeting.

On a side note, Highway Superintendent Smith asked the Board how they wanted him to proceed with the planned road construction since the CHIPS money has not yet come in, nor does the Town know when the money will come in. The Board was in agreement that if there is no CHIPS money then there will, unfortunately, be no road construction. Supervisor Bentley noted that there was some money appropriated for road construction in the Budget, however, without the CHIPS money the Town would not be able to complete all planned road construction.

*North Warren Emergency Squad:*

Councilman Olson spoke of his desire to see a definitive move regarding the Contract with NWEMS. He stated that although there may be some real issues, and if so they should be addressed, the NWEMS is servicing the Town of Horicon and the Board needs to support the people on the Squad that are doing a good job. Councilman Higgins agreed completely. Councilman Hill agreed as well, adding that there are still issues but he feels the Town should send at least part of the amount budgeted to the Squad. Councilman Dooris noted that a Contract needed to be signed before anything could be done. Attorney Schachner was asked by Mr. Olson if the contract complies with the Fair Labor Standards Act to which he confirmed that it does. Councilman Dooris stated that he felt this should be a "wait and see" situation and the Board should continue to look at alternatives for 2011 in anticipation that there will be problems. Councilman Olson then introduced the following Resolution:

**RESOLUTION NO. 72 OF 2010**

*Messrs. Olson and Higgins introduced Res. No. 72 and moved its adoption.*

*Olson-Aye, Higgins-Aye, Dooris-Aye with reluctance, Hill-Aye, Bentley-Aye*

**RESOLUTION AUTHORIZING SUPERVISOR BENTLEY TO SIGN THE PROPOSED CONTRACT WITH NORTH WARREN EMERGENCY SQUAD**

WHEREAS, a revised 2010 contract has been prepared and will be delivered to the North Warren Emergency Squad for review and execution.

RESOLVED, that upon execution of the proposed 2010 contract by the North Warren Emergency Squad, the Horicon Town Board does hereby authorize Supervisor Bentley to sign the contract for service for 2010.

*Engineer for Upper Dam:*

The deadline for the Plan required by DEC for the Brant Lake Upper Dam is approaching. The Town needs to engage the services of a Professional Engineer to complete the necessary work. The following Resolution was passed:

**RESOLUTION NO. 73 OF 2010**

*Messrs. Dooris and Higgins introduced Res. No. 73 and moved its adoption, all Ayes.*

**RESOLUTION TO HIRE AN ENGINEER TO PREPARE THE EMERGENCY ACTION PLAN FOR THE BRANT LAKE UPPER DAM**

WHEREAS, the Town of Horicon, being the owner of the Brant Lake Upper Dam, is required to have an Emergency Action Plan prepared by a Professional Engineer by August 31, 2010. In addition, the Town is required to develop and implement an Inspection and Maintenance Plan for the Dam to be submitted to DEC by August 19, 2010.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Horicon does hereby authorize Supervisor Bentley to engage the services of a Professional Engineer to prepare the Plans required by DEC related to the Brant Lake Upper Dam.

The Board has received correspondence from JGS Recycling and Hauling which handles the removal of freon as well as all ferrous and non-ferrous metals. Based on the rates quoted by JGS, the Board made the following Resolution:

**RESOLUTION NO. 74 OF 2010**

*Messrs Olson and Higgins introduced Res. No. 74 and moved its adoption, all Ayes.*

**RESOLUTION TO HIRE JGS RECYCLING AND HAULING**

RESOLVED, that the Horicon Town Board does hereby wish to contract with JGS Recycling and Hauling for the purpose of removing and disposing of the Freon and ferrous/non-ferrous metals from the Transfer Station.

Councilman Olson gave an update on the status of the Pavilion as well as the Horicon Day festivities.

**Privilege of Floor**

Lisa Fish, representing the North Warren Emergency Squad, expressed appreciation to the Board for the time and effort they have put forth in getting a contract in place.

Harry Balz outlined the work that had been completed on the Veterans Memorial Park and also recognized those volunteers who donated their time and/or materials towards completion of the Memorial Park.

The Board passed a unanimous Resolution to send a letter of appreciation to all those who donated time and materials to the Veterans Memorial Park.

**RESOLUTION NO. 75 OF 2010**

*Messr. Olson introduced Res. No. 75 and the Board unanimously moved its adoption.*

**RESOLUTION OF APPRECIATION**

WHEREAS, through a combined effort, the work on the Pfc. Jeremiah J. Monroe Memorial Park has been completed.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Horicon does hereby wish to express their gratitude to those individuals who generously made donations of labor and/or materials towards the completion of the Memorial Park.

**Adjourn...**

There being no further business to attend to the meeting was adjourned at 8:35 PM by MOTION of Messrs. Hill and Higgins, all in favor.

Respectfully Submitted:

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Town Clerk